

FORM C9B

1ECB954234 – EMERY CELLI BRINCKERHOFF & ABADY LLP

UNITED STATES SOUTHERN DIST. COURT – NEW YORK COUNTY

JUAN PABLO LUGO, AKA NALDO REYES,

PLAINTIFF

– vs. –

CITY OF NEW YORK ET AL,

DEFENDANT

Index No: 08 CV 02931

Date Filed: 03/20/2008

Office No:

Court Date:

STATE OF NEW YORK, COUNTY OF NEW YORK :SS:

DAVID GOLDBERG being duly sworn, deposes and says;

I am over the age of 18 years, not a party to this action, and reside in the State of New York.

That on 03/24/2008 at 11:02AM at 60 HUDSON STREET 6TH FLOOR, NEW YORK, NY 10013, I served a true copy of the SUMMONS AND COMPLAINT JURY TRIAL DEMAND upon DEPUTY COMMISSIONER RICHARD R WHITE NEW YORK CITY DEPARTMENT OF CORRECTION the DEFENDANT therein named by delivering to, and leaving personally with POLICE OFFICER 'JANE' LO, AUTHORIZED TO ACCEPT, a true copy of each thereof.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of service as follows:

SEX: FEMALE

COLOR: WHITE

HAIR: RED

APP. AGE: 30

APP. HT: 5'3

APP. WT: 140

OTHER IDENTIFYING FEATURES:

Sworn to before me on 03/25/2008.

NEIL SIMENSKY
Notary Public, State of New York
No. 01SI4767841
Qualified in NEW YORK
Commission Expires 12/31/2010

DAVID GOLDBERG – 916033
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